

Legislative Affairs Committee Agenda
March 17, 1999 Meeting -- 5:00 PM (Mountain Time)
LBJ Building -- Room 307 -- Boise ID

ITEM		PAGE
6.1	Committee Action: Minutes of the January 21, 1999 Meeting	2 - 5
6.2	Committee Discussion: Tentative Dates for the Spring 1999 Video Conference Meeting with the House and Senate Education Committees: April 29, May 20, May 27	--
6.3	Board Action: Final Reading - Policy Manual Change to Include the Legislative Committee	6
6.4	Board Discussion/Action: Memo: Report on OSBE Staff Legislative Activity	7 - 8
6.5	Information/Discussion: Legislative Update	9 - 17
6.6	Discussion: Other Legislative Items of Interest	--

**UNAPPROVED MINUTES
LEGISLATIVE AFFAIRS COMMITTEE MEETING
JANUARY 21, 1999**

PRESENT:

Curtis Eaton	Marilyn Howard	Marty Peterson
Tom Boyd	Greg Fitch	Bob West
Judy Meyer	Kevin Satterlee	Kirk Dennis
Senator Betsy Dunklin	Randi McDermott	Jim Hottois
Representative Lee Gagner	Mike Killworth	Jeff Duggan
Representative Don Pischner	John Eikum	Jeff Shinn
Robert Pearce	Kent Tingey	Pat Young
John Franden	Mike Friend	Peter Morrill
Bob Haley	Karen Fraley	

6.1 Minutes of the November 16, 1998 meeting **were approved as submitted.**

6.2 Spring Video Conference with Legislators

Mike Killworth and Peter Morrill will coordinate on the spring (April/May) teleconference meeting with the House and Senate Legislative Committees.

6.3 Proprietary Schools Legislation

Issues surrounding Idaho Code 33-107(6) Proprietary Schools were summarized and a status report will be given to the full Board.

6.4 School Boundary Legislation

Kevin Satterlee's suggestions for amendments to Idaho Code 33-308 were discussed.

It was decided to recommend that the Board endorse the proposal and forward it to the Legislature for action.

6.5 Legislative Reading Committee Proposals

The Reading Report contains a number of specific recommendations, many of which will be enacted as education policy through legislative proposals presented to the Legislature during the 1999 session. Senator Dunklin and Representative Gagner were present to discuss the proposals. The Committee/Board are not being asked to approve the proposals at this time as two will be modified. The Board will be given the most recent proposals and an update at the January 1999 meeting. A special Board telephone meeting will be set up in February to review/endorse the final proposals.

6.6 IETOC Legislative Proposal

The legislative proposal, which makes changes to Idaho Code Title 33 was approved by the ICTL at their last meeting. The proposal, if it becomes law, will significantly impact the structure and operation of the ICTL. It was noted that on the last page, next to last line, the word "school" should be deleted from the phrase, "public school librarian."

It was decided to recommend that the full Board endorse this legislation.

6.7 Scholarship Legislative Proposal

This legislative proposal amends existing statute to create a two-tier scholarship program. The first tier remains unchanged from the current program that is being administered by the Board Office. Under this tier, 109 students (25 percent vocational technical) received an annual award of \$2,750 to attend a public or private Idaho postsecondary institution of their choice. In general, the level of competition for new awardees has vocational technical students in the top 10 percent of their class with an ACT score of 20 or better. Academic students have needed to be in the top three percent of their class with an ACT score of at least 30. A second scholarship tier that would be added to the existing legislation gives students a reasonable opportunity to qualify for a scholarship by maintaining a 3.0 or better grade point average while in high school.

It was decided to recommend that the full Board endorse the scholarship legislative proposal contingent on availability of new funds to pay for the program.

6.8 Selective Service Compliance Legislative Proposal

This legislative proposal provides a new chapter (Chapter 5, Title 46) to Idaho code for the purpose of placing limits on eligibility for certain state educational and employment opportunities unless a person is in compliance with federal statute concerning Selective Service registration. It also requires officials having charge of and authority over state-supported institutions of postsecondary education and over granting of financial assistance for postsecondary education to ensure applicants are in compliance with the selective service act.

Marty Peterson from UI reported that their institution was working with the sponsor to draft a revised piece of legislation that would more clearly detail the responsibility of postsecondary institution in this area.

It was decided to recommend that the full Board provide support to the efforts of introducing a new proposal that more clearly spells out the responsibility of state officials for verifying compliance.

6.9 Hardship Schools

At the October Board meeting the Board considered a request from Cassia County School District to enable its Newcomer Elementary School to be considered a hardship elementary school under Idaho Code 33-1003. The Board approved the designation of a three-year pilot program subject to the ruling by the Attorney General's Office that such approval was consistent with the statute. The Attorney General's Office, by an opinion issued in December, ruled that this type of "hardship" was not contemplated by the statute and was beyond the Board's authority. In response to the Attorney General's Office ruling, the Board's Chief Legal Officer drafted the proposed changes to grant more discretion to the Board and allow the Board to determine what types of hardships may be approved under the statute. In addition, the change adds a review of such decisions at least once every three years to insure the hardship still exists.

It was decided to recommend that the full Board endorse the amendments as presented to Idaho Code 33-1003 relating to Hardship schools and forward them to the Legislature for action.

6.10 First Reading - Legislative Committee Policy Change

The Legislative Committee of the Board has operated for several years but has not been formally incorporated into the Board's Policy Manual. An amendment to the Board's Bylaws to establish the Legislative Committee had a first reading in October 1996. A final reading of the proposed policy change was not scheduled. Due to the time elapsed and because the policy change proposed below has been significantly altered since the first reading, it is being presented again for a first reading.

It was decided to recommend that the full Board approve for first reading a policy that includes the Legislative Committee as a standing committee of the Board.

6.11 Legislative Update

As last year, the Board office will be providing a Legislative Update weekly, which tracks legislative issues of interest to the Board and Board entities. Informal gatherings to discuss legislative issues will be held on Friday afternoons throughout the legislative session. A time will be set by the Board staff and all interested parties will be invited to participate.

6.12 Other items of legislative interest:

Pat Young, SDVR, discussed a legislative idea to amend Idaho Code to allow rehabilitated clients of the SDVR to be placed in state jobs without going through the Personnel Commission. The idea was turned down by the previous Governor. The Committee approved surfacing the idea again for consideration by Governor Kempthorne.

RSSDB574

Representative Pischner presented the Legislative Committee with a legislative proposal to waive the fees of Idaho National Guardsmen and women attending Idaho public post-secondary institutions. The Committee was concerned about the fiscal impact, which could be as high as \$800,000 per year.

It was decided to recommend that the full Board support the idea in principle but contingent on the availability of new funding.

RSSDB582

The Committee reviewed a legislative proposal from Representative Jones to establish Advisory Councils for Vocational Technical Programs at BSU, LCSC, ISU, and EITC. The Committee members noted these institutions already have Vo-Tech advisory groups.

It was decided that Mr. Eaton would contact Representative Jones to discuss this matter and obtain further information as to the reasoning behind the legislation, and the 70% Committee will be asked to follow-up.

RS08699

The Committee considered a legislative proposal submitted for review by Senator Andreason to enhance the education benefits available to the dependents of killed or disabled police officers and firemen. The Committee expressed concern over the possible fiscal impact of this legislation, especially in regard to the number of disabled police officers and firemen.

It was decided to recommend that the full Board endorse the legislation in principle but contingent on availability of funds.

HB 11

The Committee reviewed HB11, which would delete \$100,000 annually being transferred to the UI from Fish and Game license revenues.

It was decided to recommend that the full Board not endorse this legislation.

SB 1011

The Committee reviewed a legislative proposal to transfer all income from the lottery to the school district building account. Currently one-half of lottery income (about \$10 million) goes to the permanent building fund and 70% of that to higher education.

It was decided recommend that the full Board not endorse this legislation; however, to support the efforts of finding a solution to the school facilities problem.

The SBOE staff will coordinate a February 1999 date for a teleconference Legislative Affairs Committee meeting and possible Board Meeting to review the Reading Committee legislative proposals to be finalized in the next week.

Item 6.3

Subject: Final Reading - Amendment of the Board's Governing Policies and Procedures Manual to include the Legislative Committee.

Background: The Legislative Committee of the Board has operated for several years but has not been formally incorporated into the Board's Policy Manual. An amendment to the Board's Bylaws to establish the Legislative Committee had a first reading in January 1999 and was approved by the Board. There have been no changes from the first reading version to this final reading version.

Discussion: The Committee has played an important role in coordinating the Board's legislative activities. Continued operation of the Committee will help the Board stay proactively involved in legislative issues impacting education.

Recommendation: The Board's Governing Policies and Procedures Manual should be amended to formally provide for the existence and operation of the Board's Legislative Committee. The suggested final reading amendment to the Policy Manual Bylaws is as follows:

Idaho State Board of Education - Governing Policies and Procedures, Bylaws, (H) Committees of the Board, (5) Legislative Affairs Committee.

a. Purpose

The Legislative Affairs Committee is a standing committee of the Board and is responsible for coordinating all legislative activities of the Board. This will include, at the direction of the Board, development and processing legislative proposals from Board governed agencies and institutions, keeping the Board informed of other legislative proposals which would significantly impact legislation in the state and coordinating Board responses concerning legislative issues or legislative requests.

b. Composition

The Legislative Affairs Committee is composed of two (2) or more members of the Board, appointed by the president of the Board, who shall designate one (1) to serve as chairperson of the committee. Representatives from each institution and agency governed by the Board will be non-voting members of the Committee.

c. Responsibilities and Procedures

The Legislative Affairs Committee works with the full Board to communicate its priorities to the Legislature and the Governor. It is responsible for making recommendations to the Board in the following general areas:

- (1) Agency and institutional legislative items.
- (2) Legislation to enhance and/or improve education in Idaho.
- (3) Proposed legislation from other sources that may impact education in Idaho.
- (4) Coordination of Board member legislative activities to ensure the Legislature is fully informed of the Board's vision and goals for education in Idaho and the Board's position on important legislative issues.

d. Agenda numbers - 6.0 series

Agenda color - beige or buff

Committee Action: To recommend the full Board approve/table/disapprove of the policy change in relation to the Legislative Committee for Final Reading.

Board Action: It was moved by _____, seconded by _____, and carried to approve/table/disapprove the policy change in relation to the Legislative Committee for Final Reading.

Subject: Report on OSBE staff legislative activity.

Background: This report is in response to a request from the Board President through the Executive Director. The request is for staff to address factors relating to the speed and flow of legislation of interest to the Board, expedited analysis of issues addressed by legislation and to ensure a timely response in the handling during a fast paced legislative session. The perceived problems of expedited analysis and timely response, in view of our experience last year, to some extent, are symptoms of the Board's own success. As compared to the last legislative session and due in large part to Board and staff initiative, our working relationship with the legislature seems to be greatly improved. As a result, legislators' demands on the Board staff, individual Board members and the Board itself have greatly expanded. Simply stated, an unprecedented number of legislators have been seeking the Board's support or staff technical help. In some cases we have struggled to satisfy the requests, while keeping the Board informed and properly represent the Board's interests during fast moving legislative events. **The current requirement for a meeting of the full Board to establish the Board's position on legislation presents challenges to the staff in mounting timely responses to the legislature.** Staff inability to reliably predict how individual Board members might respond to an issue, quite rightly, preclude us from committing the Board on an issue or predicting the Board's collective decision. The use of a telephone meeting in February to address legislative issues was helpful.

By way of review, the SBOE/OSBE organization and operation for legislative affairs is as follows:

- We have a legislative committee that is staffed by the Plans and Policy Officer and the Policy and Grants Coordinator.
- Legislative issues are presented to the Board for action/information as part of the Legislative Committee report.
- To the extent possible, Board legislative needs are identified, developed and pre-filed with the Governor's Office not later than early October each year.
- This year, Board members/staff also worked with legislative groups to develop legislative proposals that were then sponsored by legislators (e.g. the reading committee, school building safety, student scholarships, hardship schools, proprietary schools, school boundaries, charter schools, peace officer/firefighter dependent scholarships, etc.)
- As these and other legislative proposals become bills, we monitor their progress and report their status in a published weekly legislative update.
- We also hold a weekly (Friday afternoon) legislative update meeting with a telephone call in option. The meeting is useful for sharing information and has been well attended by university/college representatives, some agencies and staff.
- Our staff attends/observes all legislative committee meetings conducting hearings on legislation of interest to or impacting the Board.
- When required, the staff or individual Board members provide testimony for or against proposed legislation during committee hearings.
- When important legislation surfaces that hasn't previously been reviewed by the Board, it is scheduled for a Board meeting/telephone meeting as appropriate.

Discussion: In our view, the current system for pre-filing, identifying and tracking legislation works quite well. Presenting legislative issues through the Board Legislative Committee for Board decision making has also worked well when there is sufficient time to process legislation through the Board. **Two major weakness of our current system are staff analysis and timely response**

to important legislation/changes to legislation that develop during the session. The staff presently has no uniform procedure for ensuring that legislative proposals are subjected to written analysis and for this analysis to be made available to Board members. Analysis on most legislation is accomplished during the legislative update meetings on Friday of each week. If Board members don't participate in the update meeting, the only information they receive is a brief summary contained in the written update. Also, under current procedure, short of calling a short notice Board meeting, the staff cannot reliably represent the Board's position on new or changed legislative proposals.

Recommendations for the problem of staff analysis:

- We recommend that the Executive Director conduct a staff meeting each week for the specific purpose of assigning important legislative proposals/bills to specific staff members (based on area of expertise) for analysis and for scheduling of staff to cover key legislative events. Analysis of K-12 legislation would be coordinated with the State Department of Education.
- Staff analysis of legislative items would be completed in a standardized format, made available to other staff members and mailed/faxed to Board members weekly.
- Based on staff judgements during the weekly meeting, the Chair of the Legislative Committee, in consultation with the Board President and the Executive Director, would determine when a Board meeting is needed to properly address legislative developments.

Options for the problem of timely response:

1. Authority for representation of the Board's position on legislative issues in the absence of a full Board meeting could be delegated to the Executive Director with rapid follow-up to Board members.
2. Authority for representation of the Board's position on legislative issues in the absence of a full Board meeting could be delegated to a committee made up of the Board President, the Chair of the Legislative Committee, and the Executive Director.
3. Authority for representation of the Board's position on legislative issues in the absence of a full Board meeting could be delegated to the Board's Legislative Committee.
4. The Board could delegate authority to one of the above groups but limit their authority to core areas (e.g. the full Board must act when legislation threatens the Board's constitutional authority or when the legislation tasks the Board with a significant operations/oversight requirement.)
5. The Board could respond to fast moving legislative developments through continued reliance on telephone meetings. To ease problems of Board member availability, two conference calls could be scheduled for each month during the legislative session and canceled if not needed.

Fiscal Impact: The fiscal impact associated with the recommendations/options is negligible.

Committee Action: While discussion is in order, there is no committee action needed for recommendations to improved staff analysis as changes are within the authority of the Executive Director.

It was moved by _____, seconded by _____, and carried to recommend adoption of option(s) ____ above to solve the problem of Board/staff timely response to legislative issues.

Board Action: It was moved by _____, seconded by _____, and carried to adopt option(s) ____ above to solve the problem of Board/staff timely response to legislative issues.

LEGISLATIVE UPDATE

March 5, 1999

The most current copy of the Legislative Update can be found at:

<http://www.sde.state.id.us/osbe/update.pdf>

Bill numbers that are ~~stricken~~ indicate legislation will not progress

Guide to Prevalent Topics

* **School facilities related legislation:** H278, ~~H279~~, ~~H284~~, ~~H303~~, H308, S1011, ~~S4037~~, S1038, ~~S4403~~, ~~S4425~~, S1236, SCR103, SJR102

** **Reading/Literacy related legislation:** H176, H177, H178, ~~H179~~, HR02, SCR105, SR104

*****Teacher contracts related legislation:** ~~S4492~~, ~~S4493~~, ~~S4494~~, ~~S4496~~, ~~S4200~~, SCR114

✓ **Public employee compensation/benefits related legislation:** H101, ~~H172~~, ~~H173~~, ~~H174~~, H269, ~~H270~~, HCR21, S1016, S1091, S1178, S1191, SCR116

◆ **Term limits related legislation:** H77, H114, HCR23, S1001, S1049

\$ **Appropriations:** H94, S1026, H327, H328, H329

<u>Bill #</u> Contact	Agency	Purpose	Status Bold indicates recent action
<u>Rules</u>	K-12 Ed	Rules related to School Boundaries, Charter Schools, Preservice Technology Standards and Bilingual Education.	Approved by Sen & House Ed
<u>Rules</u>	K-12 Ed	Rules related to Proprietary Schools.	Approved by Sen & House Ed
H 11 Patric Cudmore, F&G	UI	Deletes the annual transfer of \$100,000 of hunting & fishing license funds to the UI Caine Veterinary Teaching & Research Center. <i>*SBOE does not endorse</i>	Held in House Res/Con
<u>H 29</u> Mike Killworth, OSBE	SBOE	Repeal sections of the Idaho Code found to be unconstitutional and replace them with the previous Code now contained in the footnote. Restoring the original statute will provide clarity on the current state of the law. Sections affected are 33-101, 33-102 & 33-2802. <i>*SBOE endorses</i>	Passed House & Senate
<u>H 30</u> Mike Killworth, OSBE	SBOE	Repeal Idaho Code 33-3719 regarding the Paul Fowler Scholarship Fund. Funding for the scholarship is terminating; therefore, this legislation would repeal the pertaining statute. <i>*SBOE endorses</i>	Passed House Senate Ed gave do pass
<u>H 39</u> Charles Bolles, ISL	ISL	Amend Idaho Code 33-2506 to allow participation in the Library Improvement Account by school, academic, and special libraries in addition to public libraries. <i>*SBOE endorses</i>	LAW effective 7/1/99

<u>H 48</u> Pat Young, IDVR	IDVR	Amend Idaho Code section 33-2301, Acceptance of Federal Acts, to update references to federal acts regarding vocational rehabilitation. <i>*SBOE endorses</i>	LAW Effective 7/1/99
<u>H 49</u> Steve Guerber, ISHS	ISHS	Amend Idaho Code 67-4124 relating to the ISHS Board of Trustees. Clarifies the role of ISHS, deletes consideration of party affiliation for trustees' appointments, establishes geographical regions and limits terms. <i>*SBOE endorses</i>	LAW Effective 7/1/99
<u>H 50</u> Rep. Jim Stoicheff	All Agencies	Would decrease the amount of money going into the Budget Stabilization Fund from 1% of the total budget to 1% of the surplus only. Also removes the lid on the amount of funds that can be appropriated from the Budget Stabilization Fund in a given year.	House Rev/Tax
<u>H 75</u> Darrell Manning [replaced by H 213]	Higher Ed	Would make persons who are not in compliance with the Federal Selective Service Act ineligible to enroll at or receive financial assistance for postsecondary education at state-supported institutions. It will be the duty of all officials having charge of and authority over state-supported institutions to assure themselves that applicants are in compliance.	Held in House Ed
♦ <u>H 77</u> Rep. Alltus Rep. Stoicheff [H114, S1001, S1049]	K-12 Ed	Allows school board members, city elected officials and county elected officials to place the question on the ballot regarding whether to remove term limits for those positions, by vote of the people.	House St Affairs
<u>H 80</u> Rep. Jim Clark	All Ed	Would double the amount allowable as an income tax credit from charitable contributions to primary and secondary education, libraries, public television, and university related research parks and foundations.	Passed House Senate Loc Gov hearing set for 3/8/99
<u>H 94</u> Ross Borden, LSO	IDPTV	Provides supplemental appropriation in the amount of \$89,200 for IEPBS operating and capital outlay expenditures.	LAW effective 2/12/99
✓ <u>H 101</u> Richard Hutchinson, IPC	All Agencies	Amends Idaho Code 67-5309 to remove the dollar limit on classified and non-classified employee bonuses.	Failed in House
♦ <u>H 114</u> Rep. Tippets	All Agencies	Repeals term limits for state elected officials, state legislators, county commissioners, other county elected officials, school board trustees, mayors and city council members.	House St Affairs
<u>H 137</u> Rep. Randy Hansen	K-12 Ed	Amends Idaho Code 18-3302D prohibiting both juveniles and adults from carrying weapons on school grounds. Provides definitions of the prohibited weapons.	Passed House in Senate Jud
<u>H 139</u> Rep. Jeff Alltus	All Agencies	Amends Idaho Code 67-6602 and adds a new section that provides for the proper use of public funds during elections and provides for enforcement and penalties. Provides a definition of public funds, which specifically includes mandated student fees at state colleges and universities. <i>*SBOE recognizes their responsibility to set the amount and uses for student fees and opposes legislation that infringes upon that authority.</i>	Failed in House 34 - 35 (1 absent)
✓ <u>H 172</u> Rep. Tom Trail et al	All Agencies	Amends Idaho Code 59-1346 to provide an adjustment in the sum of the credited service and age which is applied to the member's service ratio to calculate benefits.	Referred to Interim Committee

✓ <u>H 173</u> Rep. Bert Marley et al	All Agencies	Amends Idaho Code 59-1302 to reduce the number of months to be used as the base period in calculation of the retirement allowance, and to reduce the amount of the deductions from the retirement benefits per month of early retirement.	Referred to Interim Committee
✓ <u>H 174</u> Rep. Tom Trail et al	All Agencies	Amends Idaho Code 59-1342 to provide an increase in the percentage of the average monthly salary used to compute retirement allowances.	Referred to Interim Committee
** <u>H 176</u> Rep. Lee Gagner et al	K-12 Ed	Part of the Idaho Comprehensive Literacy Act, deals with reading standards and assessments, and calls for statewide testing at least twice annually to students in grades K-3. Also recognizes that textbooks, standards and assessments will be aligned with the Idaho Comprehensive Literacy Plan as approved by the SBOE. <i>*SBOE endorses</i>	House 3rd Reading
** <u>H 177</u> Rep. Lee Gagner et al	K-12 Ed	Part of the Idaho Comprehensive Literacy Act, addresses the need for interventions for those students scoring below grade level on the reading assessment by establishing an extended year reading intervention program. <i>*SBOE endorses</i>	House 3rd Reading
** <u>H 178</u> Rep. Lee Gagner et al	All Ed	Part of the Idaho Comprehensive Literacy Act, establishes a performance-based exam required for K-8, special education, and Title I teachers and administrators for certification. Includes provisions for completion of a three-credit course in reading instruction for recertification in these areas. <i>*SBOE endorses</i>	House 3rd Reading <i>*JFAC rec \$500K</i>
** <u>H 179</u> Rep. Lee Gagner et al	Pre K Ed	Part of the Idaho Comprehensive Literacy Act, establishing a grant program targeting model preschools to test the effectiveness of various methods of improving pre-literacy skills for at-risk children. Program to be administered through the State Department of Education. <i>*SBOE endorses</i>	Held in House Ed
<u>H 186</u> Rep. Wayne Meyer	K-12 Ed	Amends Idaho Code 33-203 to allow students attending a public charter school to participate in public school programs under the dual enrollment provisions of the law.	Passed House in Senate Ed
<u>H 192</u> Rep. Celia Gould	K-12 Ed	Amends Idaho Code 33-1501 to provide that the board of trustees of any school district may purchase, lease and operate vans with seating capacity less than 15, and that they may contract for use of charter buses.	House Ed
<u>H 201</u> Alan Smith, ISBA et al	K-12 Ed	Amends Idaho Code 33-515 to provide a mechanism by which local board of trustees may reassign school district administrative personnel to non-administrative positions.	Passed House in Senate Ed
<u>H 213</u> Rep. Black [replaces H 75]	Higher Ed	Would make persons who are not in compliance with the Federal Selective Service Act ineligible to enroll at or receive financial assistance for postsecondary education at state-supported institutions. Clarifies that institution officials are responsible for assuring compliance by developing a form whereby applicants certify compliance.	Passed House Senate St Affairs hearing 3/5/99
<u>H 245</u> Rep. Doug Jones	Higher Ed	Creates advisory boards for 6 technical colleges. These councils will confer with administration on general management and governance of the programs, and will report annually to the germane committees of the Legislature, the SBOE and the Governor. <i>*SBOE does not endorse</i>	Held in House Ed

✓ <u>H 269</u> Rep. Robert Schaefer	All Agencies	Amends Idaho Code 67-5335 by allowing state employees to transfer accrued sick leave time to other employees in the same manner that they are now able to transfer vacation leave.	House Com/HuRes
✓ <u>H 270</u> Jane Buser, BSU	All Agencies	Amends Idaho Code 67-5335 to allow state agencies to create a pool or bank of vacation leave that may be transferred to, or for the use of, another employee for the purposes of sick leave.	W/drawn by sponsor
<u>H 271</u> Rep. June Judd	K-12 Ed	Amends Idaho Code 33-512 to provide that a substitute teacher that has undergone a background check in one district within previous three years will not be required to undergo another one to be employed in another district.	Passed House
* <u>H 278aa</u> Senator Diede Senator Twiggs (replaces S 1125)	K-12 Ed	Provides a mechanism for financing the abatement of unsafe conditions to school districts that are unable to do so with existing revenues. Provides conditions for a plan of abatement that includes use of lottery revenues, increased levies, or an approved health and safety levy. Amendment ensures that the safe conditions affected are only those related to facilities. <i>*SBOE endorses</i>	House Rev/Tax sent to amending orders
* <u>H 279</u> Rep. Jim Kempton	K-12 Ed	Amends Idaho Code 63-802 to expand the period of time for expiration of a voter approved levy adjustment from 2 to 5 years.	Failed in House
* <u>H 281</u> Rep. Doug Jones	K-12 Ed	Creates an alternative method of repaying bonds passed by a school district in the form of a surcharge on the personal income tax of the residents of the district.	Held in House Rev/Tax
<u>H 282</u> Rep. Frank Bruneel Rep. Tim Ridinger	Higher Ed	Provides for pre-tax dollars for educational purposes not to exceed \$500 per year per individual to be used at any Idaho postsecondary institution.	Held in House Rev/Tax
<u>H 297</u> Rep. Lawrence Denney	All Agencies	Amends Idaho Code 67-5224 requiring that both House & Senate approve pending rules submitted before the pending rules become final rules.	House 3rd Reading
<u>H 303</u> Rep. Dolores Crow [replaced by H308]	K-12 Ed	Amends Idaho Code 33-804 to extend the maximum length of a school plant facilities reserve fund levy from 10 to 20 years, and raise the maximum allowable size of the levy by .1%.	W/drawn by sponsor for technical error
<u>H 308</u> Rep. Dolores Crow	K-12 Ed	Amends Idaho Code 33-804 to extend the maximum length of a school plant facilities reserve fund levy from 10 to 20 years, and raise the maximum allowable size of the levy by .1%.	House 3rd Reading
<u>H 309</u> T. C. Brock, Jr. VFW	K-12 Ed	Amends Idaho Code 33-1602 to provide for the display of the U.S. Flag, offering of the Pledge of Allegiance and singing of the National Anthem in all public school classrooms each school day. Amendments will encourage, but not require.	House Ed sent to amending orders
<u>H 310</u> Bob Haley, SDE	K-12 Ed	Amends Idaho Code relating to Charter schools to clarify the intent and make minor revisions that will aid the State Department of Education in carrying out the intent. <i>*SBOE endorses</i>	House 3rd Reading
<u>H 322</u> Mike Friend, IASA Greg Fitch, SBOE	K-12 Ed	Amends Idaho Code 33-308 to ensure that school district boundary changes are in the best interest of all children impacted, that all electors involved have a chance to vote, and to set an election date. <i>SBOE endorses</i>	House Ed
<u>H 326</u> Rep. Roger Chase	K-12 Ed	Amends Idaho Code 33-902A to provide that the first 20% (max. \$750,000) of the moneys in the public school earnings reserve fund be appropriated to the SBOE to help school districts that have passed school bonds.	House Rev/Tax

\$ <u>H 327</u> Ross Borden, LSO	ISDB	Appropriates money to the Idaho School for the Deaf and the Blind for FY 2000 in the amount of \$6,768,400.	House 3rd Reading
\$ <u>H 328</u> Ross Borden, LSO	State Library	Appropriates money to the Idaho State Library for FY 2000 in the amount of \$3,724,000	House 3rd Reading
\$ <u>H 329</u> Ross Borden, LSO	IEPBS	Appropriates money to the Idaho Educational Public Broadcasting System for FY 2000 in the amount of \$2,701,700.	House 3rd Reading
*** <u>HR 02</u> None listed	All Ed	Declares March 2, 1999, "Read Across Idaho Day." Provides that legislators will recess to the rotunda for fifteen minutes that day to read to children, and encourages others to do the same.	House Adopted
<u>HCR 9</u> Sen. Atwell Parry	All Agencies	Confirms that revenues increased less than four percent from FY 1999 to FY 2000, and directs the State Controller not to transfer general funds into the Budget Stabilization Fund during FY 2000.	Adopted by House & Senate
<u>HCR 16</u> Rep Margaret Henbest	All Agencies	Authorizes a Legislative Council to appoint an interim committee to study the appropriate use of the tobacco settlement funds and hold public hearings.	House 3rd Reading
<u>HCR 20</u> Rep. Tom Trail Et al	K-12 Ed	Authorizes the Legislative Council to appoint a committee to undertake a complete study of the adequacy of funding for gifted and talented services in the public school system.	House 2nd Reading
<u>HCR 21</u> Rep. Dennis Lake	All Agencies	Authorizes the Legislative Council to appoint a committee to undertake a complete study of the PERSI and options that could provide enhancements or alternatives.	House 2nd Reading
♦ <u>HCR 23</u> Rep. Bruce Newcomb		Authorizes the Legislative Council to appoint a committee to undertake a complete study of the effects of the term limits initiative.	House St Affairs
♦ <u>S 1001</u> Sen. Gary Schroeder	K-12 Ed	Repeals Idaho Code 33-443 and provides that school trustees should no longer be subject to term limitations.	Senate St Affairs
<u>S 1002</u> Sen. Atwell Parry	All Agencies	Directs the State Treasurer to deposit all moneys received from the Master Tobacco Settlement Agreement through June 30, 2000 into the budget reserve account (Budget Stabilization Fund).	LAW Effective 2/8/99
<u>S 1003</u> Sen. Gary Schroeder [see also S1190]	K-12 Ed	Provides that school districts shall offer kindergarten unless they have written consent not to do so by 50% or more of parents or guardians of kindergarten age children within the district. Currently, all school districts offer kindergarten programs, although they are not currently required by law.	W/drawn by sponsor
* <u>S 1011</u> Sen. Clint Stennett	All Ed	Provides 100% of lottery proceeds to be transmitted to the school district building account. Currently, half of the proceeds go the permanent building account. <i>*SBOE does not endorse this legislation; however, supports efforts to find a solution to the school facilities problem</i>	Senate St Affairs
✓ <u>S 1016</u> Sen. Clint Stennett et al	All Agencies	Would provide insurance benefits for certain part-time workers employed at businesses with 50 or more employees.	Senate Com/HuRes
<u>S 1021</u> Susan Mather, LSO	All Agencies	Amendment to Idaho Code 67-5224. Closes the gap that existed between when pending rules took effect and temporary rules expired. This legislation designates that both will happen upon the conclusion of the legislative session.	LAW effective 7/1/99

<u>S 1023aa</u> Steve Tobiason, AG	Higher Ed	Allows Idaho citizens to be placed on a "no phone solicitation contact list," and provides penalties for soliciting anyone on the list.	Passed House Senate 3rd Reading
<u>S 1026</u> Ross Borden, LSO	IDPTV	Supplemental appropriation for \$92,500 to fund personnel for the federally mandated transition to digital television.	LAW effective 2/10/99
<u>S 1030aa</u> Sen. Gary Schroeder	K-12 Ed	Amends Idaho Code 33-202 to provide that a child 16 years or older may withdraw from school after the school board has made confirmed contact about the decision with at least one parent or guardian.	Senate 3rd Reading
* <u>S 1037</u> Sen. Gary Schroeder	K-12 Ed	Appropriates \$1 million to the SBOE in order to provide matching funds to the Whitepine Joint School District to replace the high school in Troy. The electors in the district must pass a bond to pay the remainder of the costs for the school before June 2001 or these funds will revert back to the general fund.	Held in Senate Ed
* <u>S 1038</u> Sen. Gary Schroeder	K-12 Ed	Would create the Idaho Public School Safety Commission in the OSBOE, specifies membership requirements, appropriates \$1million for grants to the SBOE and includes a sunset date of 2004.	Senate Ed forwarded to Sen Finance
♦ <u>S 1049</u> Sen. Clint Stennett	K-12 Ed	Allows school boards, and city and county elected officials who serve without compensation to be exempted from the term limits initiative.	Senate St Affairs
<u>S 1050</u> Sen. Gary Schroeder	K-12 Ed	Provides a criminal offense for unauthorized entry on a school bus, requires districts to place notices on all buses warning against unauthorized entry.	Passed Senate in House Ed
<u>S 1065</u> Joanna Guilfooy, Admin	All Agencies	Provides state and local government entities a limitation of tort and contractual liabilities caused by or related to year 2000 computer errors.	Senate Judiciary
<u>S 1075</u> Sen. Laird Noh	K-12 Ed	Amends Idaho Code 33-705 to include receipts from vending machines on school property as funds to be accounted for by the board of trustees.	Passed Senate House 3rd Reading
<u>S 1084</u> Sen. Laird Noh	K-12 Ed	Amends Idaho Code 58-307 to permit leasing of endowment lands to other units of government under same procedures used for leasing of other state lands, and would require leases to secure rental amounts based on the fair market value of the land.	Passed Senate House 2nd Reading
✓ <u>S 1091aa</u> Sen. Gary Schroeder	K-12 Ed	Amends Idaho Code 33-1004E to provide a salary benefit for an instructional staff member designated as a master teacher.	Senate 3rd Reading
* <u>S 1103</u> Sen. Gary Schroeder	K-12 Ed	Requires that each member of the board of trustees of a school district receive copies of their respective accreditation and building inspection reports.	Passed Senate Held in House Ed
* <u>S 1125</u> Sen. Twigg Sen. Diede [replaced by H278]	K-12 Ed	Provides a mechanism for financing the abatement of unsafe conditions to school districts that are unable to do so with existing revenues. Provides conditions for a plan of abatement that includes use of lottery revenues, increased levies, or an approved health and safety levy. <i>*SBOE endorses</i>	Senate Loc Gov
<u>S 1131</u> Sen. Gary Schroeder	K-12 Ed	Amends Idaho Code 33-118 to provide that the State Board require publishers of textbooks approved for use to furnish electronic formats of textbooks, from which reproduction can be made for use by the blind.	Passed Senate House 3rd Reading
✓ <u>S 1178</u> Sen. Evan Frasure	All Agencies	Amends Idaho Code 67-5339 to increase the maximum amount of sick leave that may be counted for determining the monetary value of unused sick leave for retirement purposes for state employees.	Passed Senate In House Com/HuRes

<u>S 1190</u> Sen. Gary Schroeder	K-12 Ed	Amends Idaho Code 33-208 to provide that school districts shall have Kindergarten programs.	Failed in Senate
✓ <u>S 1191</u> Sen. John Andreason	Higher Ed	Amends Idaho Code 33-4302A by raising the educational benefits offered to dependents of peace officers or firefighters killed or disabled in the line of duty. It provides full fees, up to \$500 for books and supplies per semester, and room and board at any public postsecondary institution. <i>*SBOE endorses</i>	Passed Senate In House Ed
*** <u>S 1192</u> Sen. Don Burtenshaw Sen. Darrel Deide	K-12 Ed	Amends Idaho Code 33-515 to insure that before a teacher is granted a renewable contract status with a school district, they first must have received a satisfactory evaluation.	W/drawn by sponsor
*** <u>S 1193</u> Sen. Don Burtenshaw Sen. Darrel Deide	K-12 Ed	Amends Idaho Code 33-514 to provide that student achievement results be included in certificated employee evaluations.	W/drawn by sponsor
*** <u>S 1194</u> Sen. Don Burtenshaw Sen. Darrel Deide	K-12 Ed	Amends Idaho Code 33-515 by defining that the probation period for certificated employees must be not less than six weeks.	W/drawn by sponsor
<u>S 1195</u> Sen. Gary Schroeder et al	Pre-K Ed	Adds new section to Idaho Code creating a head start grant program in the SDE to be funded through state appropriation, and creates a council to be appointed by the Governor that will approve the distribution of the funds.	Senate Ed
*** <u>S 1196</u> Sen. Don Burtenshaw Sen. Darrel Deide	K-12 Ed	Amends Idaho Code 33-515 to provide that achievement results for those students in the charge of a certificated employee be included in the employee's evaluation.	W/drawn by sponsor
<u>S 1197</u> Sen. Robert Lee [replaced by S1237]	All Ed	Amends Idaho Code 33-4303 by renaming the State of Idaho Scholarship to the Pat Bieter Promise Scholarship, and adds provisions for all Idaho high school students graduating with a 3.0 gpa or better and meeting other criteria as may be established by the SBOE. <i>*SBOE endorses</i>	W/drawn by sponsor
<u>S 1198</u> Mike Killworth, OSBE	K-12 Ed	Amends Idaho Code 33-1003 to clarify the authority of the SBOE to determine when an elementary school has legitimate hardship school status. <i>*SBOE endorses</i>	Held in Senate Ed
✓ <u>S 1199</u> Sen. Robert Lee	K-12 Ed	Amends Idaho Code 33-1004C by extending the deadline for a certificated employee's application for early retirement from April 1 to July 1 for anyone who becomes medically disabled during the time period.	Passed Senate In House Ed
*** <u>S 1200</u> Sen. Don Burtenshaw Sen. Darrel Deide	K-12 Ed	Amends Idaho Code 33-514 by giving the local board of trustees the option to place an employee on probation before non-renewal of a contract.	Held in Senate Ed
<u>S 1203</u> Sen. Mel Richardson (replaced by S1229)	All Ed	Amends Idaho Code 33-4802~33-4810 to modify the membership, focus and role of the Idaho Council for Technology in Learning.	Withdrawn by sponsor

<u>S 1228</u> Jeff Malmen, DFM	All Agencies	Changes the Idaho Personnel Commission to the Division of Human Resources to be housed in the Governor's office.	Senate 3rd Reading
<u>S 1229aa</u> Sen. Mel Richardson	All Ed	Amends Idaho Code 33-4802~33-4810 to modify the membership, focus and role of the Idaho Council for Technology in Learning. Amendment adds membership of a (1) public elementary and (1) public secondary teacher. <i>*SBOE endorses</i>	Senate 2nd Reading
<u>S 1236</u> Sen. John Sandy	K-12 Ed	Enacts the "Idaho School Bond Guaranty Act." Provides for state sales tax account and the Public School Permanent Endowment Fund to act as a guarantee for school district bond debt.	Senate 3rd Reading
<u>S 1237</u> Sen. Robert Lee	All Ed	Amends Idaho Code 33-4303 by renaming the State of Idaho Scholarship to the Idaho Promise Scholarship, and adds provisions for all Idaho high school students graduating with a 3.0 gpa or better and meeting other criteria as may be established by the SBOE. <i>*SBOE endorses</i>	Senate Ed gave do pass
<u>S 1244</u> Sen. Branch	K-12 Ed	Amends Idaho Code 33-1004 to provide that if a district does not employ the number of certificated administrative staff allowed, it may expend the excess on instructional materials.	Senate Ed gave do pass
<u>S 1246</u> Sen. Hal Bunderson Et al	SBOE Voc Ed	Changes the name of the Division of Vocational Education to the Division of Professional-Technical Education, and thus, the State Board for Vocational Education to the State Board for Professional-technical Education.	Senate Ed sent to amending orders
<u>S 1254</u> Sen. Gary Schroeder	K-12 Ed	Amends Idaho Code 63-3035A to create a substance abuse fund using income tax derived from lottery winnings. 50% of moneys in this substance abuse fund will be appropriated to the public schools for use in substance abuse programs.	Printing
<u>S 1255</u> Robin Dodson, OSBE	Higher Ed	Eliminates the sunset provision on the SBOE's authority to accept credits from non-accredited institutions, therefore continuing the Board's existing authority in this area. <i>*SBOE endorses</i>	Printing
<u>SCR 103</u> Sen. Gary Schroeder	K-12 Ed	Would submit the question to electors on the November 2000 ballot, "Shall the Legislature increase the sales tax and dedicate the additional revenues for construction of elementary and secondary public school facilities?"	Senate St Affairs hearing 3/5/99
<u>SCR 105</u> Sen. Judi Danielson	Adult Ed	Recognizes accomplishments and needs for adult literacy programs and declares November 1999 to be Idaho Literacy Month.	Adopted by House & Senate
<u>SCR 114</u> Sen. Darrel Deide et al	K-12 Ed	Authorizes Legislative Council to appoint a committee to undertake and complete a study of Idaho laws regarding teacher and administrator contract and evaluation processes, with findings and proposed legislation to be forthcoming next session.	Senate Adopted in House Ways/Means
<u>SCR 116</u> None listed	All Agencies	Authorizes Legislative Council to appoint a committee to undertake and complete a study of nonsalary benefits provided to public employees, with findings and proposed legislation to be forthcoming in the 2001 session.	Senate St Affairs
<u>SCR 123</u> Sen. Dean Cameron et al	ISU	Provides authorization to the SBOE to allow ISU to proceed with construction of the L.E. & Thelma E. Stephens Performing Arts Center.	Senate Adopted House 3rd Reading
<u>SCR 136</u> Carl Bianchi, LSO	All Agencies	Approves and extends beyond the end of the current legislative session all temporary rules reviewed by the Legislature except those specifically rejected.	Senate Adopted

<p style="text-align: center;">*</p> <p style="text-align: center;"><u>SJR 102</u></p> <p>Sen. Gary Schroeder Rep. Tom Trail</p>	K-12 Ed	Proposes an amendment to the Constitution to allow districts to incur indebtedness with the assent of 60%, rather than 2/3 of the qualified electors of a district.	Senate St Affairs hearing 3/5/99
<p style="text-align: center;">***</p> <p style="text-align: center;"><u>SR 104</u></p> <p>Sen. Bart Davis</p>	All Ed	Declares March 2, 1999, "Read Across Idaho Day." Provides that legislators will recess to the rotunda for fifteen minutes that day to read to children, and encourages others to do the same.	Senate adopted

Summary of JFAC FY 2000 Recommendations

Statewide Adjustments for FY2000:

- > No inflationary increases for personnel benefits, operating expenditures and capital outlay.
- > A Change in Employee Compensation (CEC) of 3%. Funding for a general salary increase based on merit.

Significant Funding Changes from FY1999:

Office of the State Board of Education (OSBE):

- > Transfer of 3 FTE and \$172,900 from Vocational Education.
- > Incentive Grants Program - \$100,000. Grants for children K-12. Selected and awarded by the Governor twice each year.

Vocational Education:

- > Enrollment Workload Adjustment (EWA) for secondary-\$400,000 and postsecondary - \$1,200,000 and Professional-Technical Schools - \$570,000.

Community Colleges:

- > New Occupancy - \$15,200; EWA - \$435,600;

College & Universities:

- > New Occupancy - \$799,500; EWA - \$610,700; Library Inflation - \$382,800.
- > College /Universities Excellence - \$1,300,000. Competitive grant program.
- > Equity funds for ISU - \$200,000.
- > Idaho Comp. Literacy Act - \$500,000

Agricultural Research:

- > Water, Weed, Precision Agr - \$200,000; Sci Instrmts & Farm Equip-\$125,000;
4-H Extension Assistants - \$40,000; R & E Center Revitalization - \$160,000.

Family Residency Programs:

- > Increased State Support - \$150,000.

Scholarships & Grants:

- > Student Financial Aid (College Work Study) - \$250,000.

Small Business Development Centers:

- > TechHelp Program - \$160,000.

Idaho Council for Technology in Learning:

- > Teacher Training - \$1,000,000 (continuation of one-time funds).

State Library:

- > State Documents Cataloging Project - \$10,000; Spec Project Coord - \$6,800.

Historical Society:

- > Millennium Project - \$130,000; Lewis & Clark Trail Committee - \$62,000.

Capital Budget Funding:

ISU - Physical Science Bldg - \$4,670,000
 LCSC - Campus Activity Center - 1,000,000
 UofI - Agric Science Life Safety - 972,000
 BSU - Technology Infrastructure - 500,000
 CSI - Fine Arts Addition - 300,000
 EITC - Library Expansion - 100,000
 NIC - Warehouse - 50,000